

**IN THE COURT OF THE JUDICIAL FIRST CLASS MAGISTRATE-II,
MAVELIKKARA.**

**Present: Sri.Anandhu.J.B, Judicial First Class Magistrate-II
Dated this the 20th day of May, 2026.**

**C.M.P. No. 05./2026 in Crime No.59/2026 of Nooranadu
Police Station**

Petitioner/Accused : 1.SojeshNath S/o Gopinathan Nair,
Sreemandiram, Thekkum Muri,
Muthukulam.
(By Adv.Athira Vijayakumar)

Counter Petitioner : Sub Inspector of Police,
Nooranadu.P.S.

Offences : U/s 331(4) and 305 r/w 3(5) of BNS.

This bail application coming on this day for consideration, the court on the same day passed the following:-

ORDER

1. This petition is filed by the 1st accused in Crime No.59/2026 of Nooranad Police station for releasing him on his personal bond.

2. The accused was arrested and produced before the court on 30.01.2026 and has been in judicial custody since then. As per order in CrI.M.P. 04/2026 dated 16.02.2026, the accused was granted bail on conditions.

3. The prosecution case in brief is that at some point of time in between 7.30 pm on 21-01-2026 and 5.00 am on 22.01.2026, the accused committed theft of the divine lamp from the sanctum of the Sree Bhagavati Nagaraja Temple in Padanilam, a hanging lamp outside the sanctum and 7 standing lamps installed on the floor of sub-dieties. Hence the offences.

4. This petition is filed by the accused stating that he is innocent. He prays for releasing him on self bond. He is ready to abide by any conditions imposed by this court.

5. Copy of the petition was served to the learned Asst. Public Prosecutor. She opposed the application.

6. The Sub Inspector of Police, Nooranad police station filed report opposing the petition. It is reported that the accused has previous criminal records and if he is released on bail there is every chance of his absconding. It is further stated that if the accused is released on bail he would intimidate or influence the witnesses so as to

dissuade them from disclosing the facts of the case. The Sub Inspector of Police, Nooranad seeks to dismiss the petition.

7. Heard both sides and perused the records.

8. The petitioner is the accused in the above crime. He is incriminated for the offences punishable u/s 331(4) and 305 r/w 3(5) of BNS. As per order in CrI.M.P. 04/2026 dated 16.02.2026, the accused was granted bail on following conditions.

- 1. The petitioner/accused shall execute a bond for ₹.50,000/- each with two solvent sureties each for the like sum.*
- 2. The petitioner/accused shall appear before the investigating officer on every Sundays between 10 AM and 4 PM until further report is filed.*
- 3. The petitioner/accused shall appear before the investigating officer as and when required.*
- 4. The petitioner/accused shall not influence or intimidate the witness or tamper with the evidence.*
- 5. The petitioner/1st accused shall not commit any offence while on bail.*
- 6. The petitioner/1st accused shall co-operate with the investigation.*

9. It is stated by the accused in the petition that, he is unable to produce sureties and sought for releasing him on executing a personal bond. On going through the report filed by the Sub Inspector of Police, Nooranad, it is seen that the accused is involved in 11 cases including offences of similar nature. If the accused is released on his personal bond, there is every chance of his absconding and it would adversely affect the trial of the case. Considering the above facts, I am not inclined to release the petitioner/1st accused on personal bond.

10. In the result, petition is dismissed

Dictated to the Confidential Assistant, transcribed by her, corrected and pronounced by me in open court this the 20th day of May, 2026.

JUDICIAL FIRST CLASS MAGISTRATE -II
MAVELIKARA.